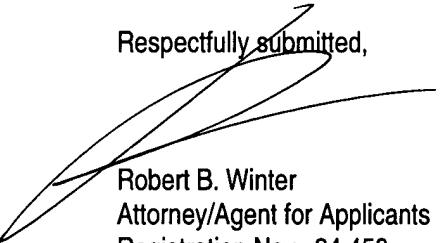




08-30-02

AF/1642185

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO BOARD OF PATENT APPEALS AND INTERFERENCES			ATTORNEY'S DOCKET NO.: A-604
SERIAL NO: 09/389,782	FILING DATE: September 3, 1999	EXAMINER: L. Helms	GROUP ART UNIT 1642
IN RE APPLICATION OF: Dunstan et al.			
RECEIVED For: OPG Fusion Protein Compositions and Methods OCT 03 2002			
TO THE ASSISTANT COMMISSIONER FOR PATENTS:		TECH CENTER 1600/2900	
Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision dated <u>April 5, 2002</u> of the Primary Examiner finally rejecting claims 21-31.			
<p><input type="checkbox"/> Notice of Appeal fee not required (fee paid in prior appeal of this application)</p> <p><input checked="" type="checkbox"/> Notice of Appeal fee \$320.00 (37 CFR 1.17 (b))</p> <p><input checked="" type="checkbox"/> Applicant(s) petition(s) under 37 CFR 1.136 for an extension of time to file the foregoing Notice of Appeal as follows:</p> <p><input type="checkbox"/> One month (\$110.00)</p> <p><input type="checkbox"/> Two months (\$400.00)</p> <p><input checked="" type="checkbox"/> Three months (\$920.00)</p>			
Please charge Deposit Account No. 01-0519 in the name of Amgen Inc. in the amount of \$1240.00. The Commissioner is hereby authorized to charge any additional fees which may be required or credit any overpayment to Deposit Account No. 01-0519. An original and one copy are enclosed.			
10/01/2002 CHNGUYEN 00000082 010519 09389782 01 FC:119 320.00 CH 02 FC:117 920.00 CH		<p>Respectfully submitted,</p>  <p>Robert B. Winter Attorney/Agent for Applicants Registration No.: 34,458 Phone: (805) 447-2425 Date: September 27, 2002</p>	
Please send all future correspondence to: US Patent Operations/ [RBW] Dept. 4300, M/S 27-4-A AMGEN INC. One Amgen Center Drive Thousand Oaks, California 91320-1799			

## EXPRESS MAIL CERTIFICATE

\*Express Mail\* mail labeling number: EL360691686US

Date of Deposit: September 27, 2002

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. 1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, Box AF, Washington, D.C. 20231.

Sherry L. St. Andrew

Printed Name



Signature